



Department of Justice

**United States Attorney Joseph H. Hogsett
Southern District of Indiana**

FOR IMMEDIATE RELEASE

Thursday, October 11, 2012

<http://www.usdoj.gov/usao/ins/>

CONTACT: MARY BIPPUS

(317) 229-2403

mary.bippus@usdoj.gov

HOGSETT ANNOUNCES CHARGES IN MULTI-MILLION DOLLAR FRAUD SCHEME

Pair are alleged to have bilked local company out of more than \$1.6 million in four months

PRESS RELEASE

INDIANAPOLIS – Joseph H. Hogsett, the United States Attorney, announced today the indictment of two men, alleging that they conspired to defraud an Indianapolis-area branch of Stanley Black and Decker of more than \$1.6 million dollars between April and August of this year. These charges come as part of the U.S. Attorney's renewed focus on combating white collar crime, and are the result of a collaborative investigation between the U.S. Secret Service, the Indiana State Police, and the Stanley Black and Decker internal audit team.

"We're going after corruption and fraud in all forms – no matter who you are, or where it happens," Hogsett said. "Whether it's betraying the trust of the voters, the taxpayers, Hoosier investors or your employer, our office has the same message for you: we will find you, and you will be held accountable."

The indictment alleges that Derek Bresky, age 28, was an accounts payable supervisor at the Stanley Black and Decker branch office in Fishers, Indiana. As part of the Shared Services Division, the office was responsible for handling accounts payable for all of Stanley's corporate divisions. Among his other work responsibilities, Bresky is alleged to have been in charge of resolving disputed purchase orders and vendor invoices.

The indictment further alleges that as part of his work in the Fishers branch, Bresky was the main point of contact for Dennis Furst, age 37, of California. Furst is alleged to have been the controlling interest in a company called 365 Electrician, which was working with the Stanley branch on its accounts and invoices.

The alleged scheme involved Bresky using login information he had gathered from his subordinates to remotely access the Stanley accounts system from California. He allegedly then

instructed Furst to create invoices for work that was never completed, and Bresky would use his knowledge of the accounts payable system to process those false invoices and deposit money into the business account of 365 Electrician. As a result of this conspiracy, it is alleged that Stanley was defrauded of more than \$1.6 million between April and August 2012.

As part of the unsealed indictment, federal law enforcement has notified the two defendants that if they are found guilty they will seek seizure of property which can be traced back to the alleged fraud. Listed within the indictment are a number of items that are alleged to be connected to the illegal activities, including:

- A red, 2004 Ferrari 360 Modena, seized from Dennis Furst.
- Two Rolex watches, and an additional luxury watch, also seized from Furst.
- Multiple bank accounts in the name of 365 Electrician and Sports Angels, Inc.
- A bank account in the name of Derek Bresky.
- Real property in Fontana, California.

According to Assistant U.S. Attorney Bradley P. Shepard, who is prosecuting the case for the government, both defendants could face up to twenty years in prison if they are found guilty. Shepard said that federal authorities have already recovered assets of approximately \$1 million in an effort to track funds they believe were the result of the alleged fraud.

An indictment is only a charge and is not evidence of guilt. All defendants are presumed innocent and are entitled to a fair trial at which the government must prove guilt beyond a reasonable doubt.

###

Bresky.Furst.20121011.wpd